

AMENDED

Nº 44742

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. OCT 29 1981
Returned to applicant for correction. _____
Corrected application filed. APR 1 1982
Map filed. APR 1 1982

The applicant United States Government, Dept. of the Interior, Bureau of Land Management
P.O. Box 194, of Battle Mountain,
Street and No. or P.O. Box No. City or Town
Nevada 89820, hereby make application for permission to appropriate the public
State and Zip Code No.
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground (Railroad Pass Well)
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is .01 second-feet
One second-foot equals 448.83 gals. per min.
(a) If stored in reservoir give number of acre-feet.
3. The water to be used for livestock/wild horses
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated:
 - (b) Stockwater, state number and kinds of animals to be watered: 300 cows, 10 wild horses
 - (c) Other use (describe fully under "No. 12. Remarks")
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: Within the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 34, T18N, R41E, M.D.M. (unsurveyed) or from a point from which the NE corner
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
of Section 25, T18N, R41E, M.D.M. bears N 49°06'15" E a distance of 14,981.9 feet.
6. Place of use Within the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 34, T18N, R41E, M.D.M. (unsurveyed).
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pump Jack, and Trough (Existing).
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$13,000

10. Estimated time required to construct works..... existing
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use..... 1 year
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

None. Water will be available at the source for miscellaneous wildlife.

By s/Neil D. Talbot, Acting District Mgr
P.O. Box 194 Battle Mountain, Nevada 89820

Compared bc/ja ag/bk

Protested 1/12/82 by Bill Gandolfo
Pro. Overruled 6-2-05 See Ruling #5489

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of wild horses served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

(PERMIT TERMS CONTINUED)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0003125 cubic feet per second, or sufficient to water 10 head of wild horses.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 14, 2007

Proof of completion of work shall be filed on or before:

April 14, 2007

Water must be placed to beneficial use on or before:

March 14, 2009

Proof of the application of water to beneficial use shall be filed on or before:

April 14, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of March, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____ N/A _____

Certificate No. _____ Issued _____